

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND ELEVENTH LEGISLATURE

FIRST REGULAR SESSION
December 1, 1982 to June 24, 1983
Chapters 453-End

AND AT THE

FIRST SPECIAL SESSION
September 6, 1983 to September 7, 1983
Chapters 583-588

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH
IN ACCORDANCE WITH MAINE REVISED STATUTES
ANNOTATED, TITLE 3, SECTION 164, SUBSECTION 6.

J.S. McCarthy Co., Inc.
Augusta, Maine
1983

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

CONTINUED

and

FIRST SPECIAL SESSION

of the

ONE HUNDRED AND ELEVENTH LEGISLATURE

1983

to a presumption that the person was required to file a federal income tax return for that taxable year.

Effective September 23, 1983.

CHAPTER 491

S.P. 615 - L.D. 1752

AN ACT to Adopt Federal Options in the
Unemployment Compensation Extended Benefit
Program.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, until very recently, federal law governing the unemployment compensation extended benefit and federal supplemental compensation programs did not permit any exception from ineligibility for persons unable to actively seek work because of illness or the obligation to appear for jury duty, causing serious financial hardship to many of the individuals affected; and

Whereas, Congress, through passage of the social security amendments of 1983, has now permitted an exception to ineligibility in these 2 limited situations; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

26 MRSA §1195, sub-§3-A, ¶B, as enacted by PL 1981, c. 228, is amended to read:

B. He failed to actively engage in seeking work as prescribed under subsection 3-E-, unless that individual is not actively engaged in seeking work because that individual is:

(1) Before any court of the United States or any state pursuant to a lawfully issued summons to appear for jury duty; or

(2) Hospitalized for treatment of an emergency or a life-threatening condition.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective June 24, 1983.

CHAPTER 492

S.P. 342 - L.D. 1016

AN ACT to Establish New Selection Procedures
for the Maine Indian Tribal-State Commission
Chairmanship.

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 30 MRSA §6212, sub-§2., as enacted by PL 1979, c. 732, §§1 and 31, is repealed and the following enacted in its place:

2. Chairman. The commission, by a majority vote of its 8 members, shall select a person who is a resident of the State to act as chairman. In the event that 8 members of the commission by majority vote are unable to select a chairman within 120 days of the first meeting of the commission, the Governor shall, after consulting with the governors of the Penobscot Nation and the Passamaquoddy Tribe, appoint an interim chairman for a period of one year or until such time as the commission selects a chairman in accordance with this section, whichever is shorter. In the event of the death, resignation or disability of the chairman, the commission may select, by a majority vote of its 8 remaining members, a new chairman. In the event that the commission is unable to select a chairman within 120 days of the death, resignation or disability, the Governor shall, after consulting with the governors of the Penobscot Nation and the Passamaquoddy Tribe, appoint an interim chairman for a period of one year or until such time as the commission selects a chairman in accordance with this section, whichever is shorter. The chairman shall be a full-voting member of the commission and, except when appointed for an interim term, shall serve for 4 years.

Sec. 2. Effective date. This Act shall not be effective unless, within 60 days of the adjournment of the Legislature, the Secretary of State receives